

*Part of paper #5*PATENT  
Attorney Docket No. 046601-5053

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: ) FAX COPY RECEIVED  
Masayoshi OKURA, et al. ) APR 19 2002  
Application No.: 09/613,742 ) Group Art Unit: 2872 TECHNOLOGY CENTER 2800  
Filed: July 11, 2000 ) Examiner: J. PHAN  
For: ROTARY DEFLECTOR, OPTICAL )  
SCANNING UNIT AND IMAGE )  
FORMING APPARATUS )

RESPONSE TO SPECIES ELECTION REQUIREMENT

Commissioner for Patents  
Washington, DC 20231

Sir:

In a Species Election Requirement dated October 2, 2001, the Examiner required election under 35 U.S.C. § 121 among (1) the species disclosed in the first embodiment, (2) the species disclosed in the second embodiment, (3) the species disclosed in the third embodiment, and (4) the species disclosed in the fourth embodiment. Applicants hereby provisionally elect to prosecute claims 1-4, 9 and 12, corresponding to the species disclosed in the first embodiment, i.e. Figures 1-14. Applicants believe that claims 1, 9 and 12 are generic claims.

Applicants respectfully request a three-month extension of time. Please charge our Deposit Account No. 50-0310 in an amount of \$870.00 for the extension fee. A response to the Election Requirement is thereby due on February 4, 2002 (given that February 2, 2002 was a Saturday).

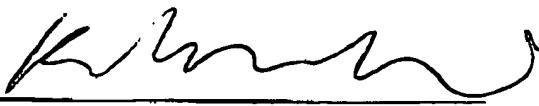
If there are any other fees due in connection with the filing of this response, please charge the fees to our Deposit Account No. 50-0310. If a fee is required for an extension of time

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under 37 C.F.R. § 1.136 not accounted for above, such extension is requested and the fee should also be charged to our Deposit Account.

Respectfully submitted,

**MORGAN, LEWIS & BOCKIUS LLP**

By: 

K. Karen Loewenstein  
Registration No. 41,161

Dated: February 4, 2002

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